

PBT

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

No. 15-1825

13-6047

E.C., C.O., INDIVIDUALLY AND ON BEHALF OF C.C.CO., Appellees

v.

PHILADELPHIA SCHOOL DISTRICT, Appellant

**RESPONSE TO MOTION FOR ATTORNEY'S FEES**

Appellant The School District of Philadelphia opposes the appellees' Application for Attorney's Fees and Expenses for the appeal, for the reason that motion for reasonable attorney's fees and costs to a prevailing party must be filed with and reviewed by the District Court. See, 20 U.S.C. §1415(i)(3)(B)(i)(1).

Appellant requests that the panel of the Court of Appeals remand the Application to the District Court for disposition. See *Damian J., et al. v. School District of Philadelphia, et al.*, No. 08-2520, Order dated February 24, 2010. Appellant requests an extension of time of twenty days to respond specifically to and object to the reasonableness of the fees and expenses requested, when the application is remanded to the District Court.

FILED

MAY 23 2016

MICHAEL E. KUNZ, Clerk  
By  Dep Clerk

s/Miles H. Shore

Miles H. Shore

The School District of Philadelphia

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Attorney for Appellant

**CERTIFICATE OF SERVICE**

I hereby certify that the attached Response To Application For Attorney's Fees has been filed electronically on April 18, 2016 and is available for viewing and downloading from the ECF system and that the counsel listed below has consented to electronic service:

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*Attorneys for Appellees*

**FILED**

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s/Miles H. Shore  
Miles H. Shore

*Attorney for Appellant  
The School District of Philadelphia*